

# Exhibit E

## REVISED Attachment 3

### 2021 Sport Fishing Regulations

**635-018-0090**

Page 5; lines 24 through 36- to correct the inadvertent omission of the Thermal Anglin Sanctuary rule language

**635-023-0090**

Page 7; line 32- numbering correction

Page 8; lines 3, 5, 6, 7, 31, and 35 numbering correction and minor house keeping to improve readability



DIVISION 011

Statewide Angling Regulations

635-011-0100

General Rule

It is *unlawful* to take any fish, shellfish, or marine invertebrates for personal use except as provided in these rules which include and incorporate the **2021[20] Oregon Sport Fishing Regulations** by reference. However, additional regulations may be adopted in this rule division from time to time and to the extent of any inconsistency, they supersede the **2021[20] Oregon Sport Fishing Regulations**.

Stat. Auth.: ORS 496.138, 496.146, 506.119

Stats. Implemented: ORS 496.162, 506.129

635-011-0104

Licenses, Tags, and Permits

(1) Hatchery Salmon and Steelhead Harvest Tag Requirements:

(a) Persons holding a valid annual angling license and combined angling harvest tag may purchase Hatchery Salmon and Steelhead Harvest Tags. There is no limit on the number of Hatchery Salmon and Steelhead Harvest Tags an angler may purchase per year. The purchase of each tag entitles the angler to take a combined total of 10 hatchery salmon or steelhead;

(b) Only adipose or otherwise fin-clipped adult salmon or adipose fin-clipped steelhead may be recorded on the Hatchery Salmon and Steelhead Harvest Tag;

(c) A valid annual angling license and a valid annual angling harvest tag must be in possession while fish validated on the Hatchery Salmon and Steelhead Harvest Tag are in angler's possession. All tags purchased must be in angler's possession while angling for salmon or steelhead;

(d) Fish must be recorded immediately upon removal from the water and fish must be recorded in the chronological order caught. The angler who landed the fish must record the fish on his or her tag irrespective of who hooked the fish; and

(e) Harvested fish can be tagged either electronically or on a paper copy. All paper copies of Hatchery Salmon and Steelhead Harvest Tags should be returned to ODFW upon expiration.

(2) Columbia River Basin Endorsement:

(a) The Columbia River Basin is defined as: The mainstem Columbia River from Buoy 10 upstream to include all rivers and their tributaries that drain into the mainstem Columbia River.

(b) Beginning January 1, 2014 a valid Columbia River Basin Endorsement must be in possession while angling for salmon, steelhead, or sturgeon in the Columbia River Basin except during free fishing weekend where every angler is considered as having a valid Columbia River Basin Endorsement.

(c) The fee for the Columbia River Basin Endorsement, when purchased in conjunction with an annual license is \$9.75, in addition to fees as described in ORS 497.121 and ORS 497.123.

(d) The fee for the Columbia River Basin Endorsement when purchased separately is \$9.75 (plus a \$2.00 agent fee).



(e) The fee for the Columbia River Basin Endorsement, when purchased in conjunction with a daily license is \$1.00 per each day, in addition to those fees as described in ORS 497-121.

(f) Purchase of a Columbia River Basin Endorsement is not required for free fishing weekend.

(g) No fee will be charged for a Columbia River Basin Endorsement for an angler(s) in possession of:

(A) A resident disabled veteran, resident pioneer, resident and non-resident youth under 12 license; or

(B) A Permanent Wheel-chair Angling License, a Permanent Blind Angler License, or a Permanent Senior.

(3) An angling license is not required when angling in temporary structures utilized to serve or promote a public fishing event.

Stat. Auth.: ORS 496.138, 496.146, 497.121, 497.123, 506.119

Other Auth.: Senate Bill 247 (2015)

Stats. Implemented: ORS 496.162, 506.129

**DIVISION 013**

**Ocean Salmon and Steelhead Sport Angling Regulations**

**635-013-0004**

**Inclusions and Modifications**

(1) OAR 635-013-0005 through OAR 635-013-0009 modify or are in addition to provisions contained in **Code of Federal Regulations, Title 50, Part 660, Subparts A and H**, and the **2021[20] Oregon Sport Fishing Regulations**.

(2) The **Code of Federal Regulations (CFR), Title 50, Part 660, Subparts A and H**, and the **2021[20] Oregon Sport Fishing Regulations** contain requirements for sport salmon angling in the Pacific Ocean off the Oregon coast. However, additional regulations may be adopted from time to time, and, to the extent of any inconsistency, they supersede the published federal regulations and the **2021[20] Oregon Sport Fishing Regulations**. This means that persons must consult not only the federal regulations and the published sport fishing regulations but also the Department's web page to determine all applicable sport fishing regulations.

(3) This rule contains requirements that modify sport salmon angling regulations off the Oregon coast. The following modifications are organized in sections that apply to the ocean sport salmon fishery in general and within management zones established by the Pacific Fishery Management Council and enacted by **Federal Regulations (CFR, Title 50, Part 660, Subparts A and H)**.

Stat. Auth.: ORS 496.138, 496.146, 497.121, 506.119

Stats. Implemented: ORS 496.004, 496.009, 496.162, 506.129

**DIVISION 014**

**Northwest Zone Sport Angling Regulations**

**635-014-0080**

**Purpose and Scope**

(1) The purpose of Division 014 is to provide for management of sport fisheries in the Northwest Zone over which



1 the State has jurisdiction.

2 (2) Division 014 incorporates by reference the **2021[20] Oregon Sport Fishing Regulations**. Therefore, persons  
3 must consult the **2021[20] Oregon Sport Fishing Regulations** in addition to Division 011 and Division 014 to  
4 determine all applicable sport fishing requirements for the Northwest Zone.

5  
6 Stat. Auth.: ORS 496.138, 496.146, 497.121, 506.119

7 Stats. Implemented: ORS 496.004, 496.009, 496.162, 506.129

8  
9 **635-014-0090**

10 **Inclusions and Modifications**

11 (1) The **2021[24] Oregon Sport Fishing Regulations** provide requirements for the Northwest Zone. However,  
12 additional regulations may be adopted in this rule division from time to time and to the extent of any inconsistency,  
13 they supersede the **2021[20] Oregon Sport Fishing Regulations** pamphlet.

14 (2) Effective February 1, 2017, the use of barbed hooks is allowed when angling for salmon, steelhead, or trout in  
15 the following areas: Youngs Bay Select Area (Clatsop Co.) from the Highway 101 Bridge upstream to markers at  
16 confluence of Youngs and Klaskanine rivers, including lower Lewis and Clark River upstream to Alternate Highway  
17 101 Bridge and lower Walluski River upstream to Highway 202 Bridge; and Gnat Creek (Clatsop Co.) from railroad  
18 bridge upstream to Aldrich Point Road Bridge. Use of barbless hooks is still required when angling for these species  
19 in nearby areas within the Columbia Zone.

20  
21 Stat. Auth.: ORS 496.138, 496.146, 497.121, 506.119

22 Stats. Implemented: ORS 496.004, 496.009, 496.162, 506.129

23  
24 **DIVISION 016**  
25 **Southwest Zone Sport Angling Regulations**

26 **635-016-0080**

27 **Purpose and Scope**

28 (1) The purpose of Division 016 is to provide for management of sport fisheries in the Southwest Zone over which  
29 the State has jurisdiction.

30 (2) Division 016 incorporates by reference the **2021[20] Oregon Sport Fishing Regulations**. Therefore, persons  
31 must consult the **2021[20] Oregon Sport Fishing Regulations** in addition to Division 011 and Division 016 to  
32 determine all applicable sport fishing requirements for the Southwest Zone.

33  
34 Stat. Auth.: ORS 496.138, 496.146, 497.121, 506.119

35 Stats. Implemented: ORS 496.004, 496.009, 496.162, 506.129

36  
37 **635-016-0090**

38 **Inclusions and Modifications**

39 The **2021[20] Oregon Sport Fishing Regulations** provide requirements for the Southwest Zone. However,



1 additional regulations may be adopted in this rule division from time to time and to the extent of any inconsistency,  
2 they supersede the **2021[20] Oregon Sport Fishing Regulations** pamphlet.

4 Stat. Auth.: ORS 496.138, 496.146

5 Stats. Implemented: ORS 496.162

7 **DIVISION 017**

8 **Willamette Zone Sport Angling Regulations**

9 **635-017-0080**

10 **Purpose and Scope**

11 (1) The purpose of Division 017 is to provide for management of sport fisheries in the Willamette Zone over which  
12 the State has jurisdiction.

13 (2) Division 017 incorporates by reference the **2021[20] Oregon Sport Fishing Regulations**. Therefore, persons  
14 must consult the **2021[20] Oregon Sport Fishing Regulations** in addition to Division 011 and Division 017 to  
15 determine all applicable sport fishing requirements for the Willamette Zone.

17 Stat. Auth.: ORS 496.138, 496.146

18 Stats. Implemented: ORS 496.162

20 **635-017-0090**

21 **Inclusions and Modifications**

22 (1) The **2021[20] Oregon Sport Fishing Regulations** provide requirements for the Willamette Zone. However,  
23 additional regulations may be adopted in this rule division from time to time and to the extent of any inconsistency,  
24 they supersede the **2021[20] Oregon Sport Fishing Regulations**.

25 (2) Beginning February 1, 2017, the use of barbed hooks is allowed when angling for salmon, steelhead, or trout in  
26 Willamette River downstream of Willamette Falls (including Multnomah Channel and Gilbert River) and in lower  
27 Clackamas River upstream to Highway 99E Bridge.

28 (3) Pacific Lamprey Harvest:

29 (a) Pursuant to OAR 635-044-0130(1)(b), authorization from the Oregon Fish and Wildlife Commission must be  
30 in possession by individuals collecting or possessing Pacific lamprey for personal use. Permits are available from  
31 ODFW, 17330 SE Evelyn Street, Clackamas, OR 97015;

32 (b) Open fishing period is June 1 through July 31 from 7:00 A.M. to 6:00 P.M.; personal use harvest is permitted  
33 Friday through Monday each week. All harvest is prohibited Tuesday through Thursday;

34 (c) Open fishing area is the Willamette River at Willamette Falls on the east side of the falls only, excluding  
35 Horseshoe Area at the peak of the falls;

36 (d) Gear is restricted to hand or hand-powered tools only;

37 (e) Catch must be recorded daily on a harvest record card prior to leaving the open fishing area. Harvest record  
38 cards will be provided by ODFW. All harvest record cards must be returned to the ODFW Clackamas office by  
39 August 31 to report catch. Permit holders who do not return the harvest record cards by August 31 will be ineligible



1 to receive a permit in the following year.

2 (f) Harvesters must allow sampling or enumeration of catches by ODFW personnel.

4 Stat. Auth.: ORS 496.138, 496.146, 497.121, 506.119

5 Stats. Implemented: ORS 496.004, 496.009, 496.162, 506.129.

7 **635-017-0095**

8 **Sturgeon Season**

9 The **2021[20] Oregon Sport Fishing Regulations** provide requirements for the Willamette Zone. However,  
10 additional regulations may be adopted in this rule division from time to time and to the extent of any inconsistency,  
11 they supersede the **2021[20] Oregon Sport Fishing Regulations**.

13 Stat. Auth.: ORS 183.325, 506.109, 506.119

14 Stats. Implemented: ORS 506.129, 507.030

16 **DIVISION 018**

17 **Central Zone Sport Angling Regulations**

19 **635-018-0090**

20 **Inclusions and Modifications**

21 **(1) The 2021[20] Oregon Sport Fishing Regulations** provide requirements for the Central Zone. However,  
22 additional regulations may be adopted in this rule division from time to time and to the extent of any inconsistency,  
23 they supersede the **2021[20] Oregon Sport Fishing Regulations**.

24 **(2) Seasonal closures prohibiting angling may be enacted to provide additional protection for upriver**  
25 **summer steelhead. When enacted, closures will be from July 15-September 15 in the lower reaches of**  
26 **Columbia River tributaries within the Central Zone as specified in section (3).**

27 **(3) The closures will be in the lower reaches of Eagle Creek and the Deschutes River as described below,**  
28 **and adjacent areas of the mainstem Columbia River (Columbia River Zone) as described in OAR 635-023-**  
29 **0090:**

30 **(a) Eagle Creek. That portion of Eagle Creek from the angling deadline in Eagle Creek (200 feet**  
31 **downstream of hatchery fishway entrance) downstream to the mouth at the mainline railroad bridge.**

32 **(b) Deschutes River: The lower Deschutes River from markers at the lower end of Moody Rapids**  
33 **downstream to the mouth at the Interstate 84 Bridge.**

34 **(4) Except as described above, other permanent rules apply.**

35 **(5) Nothing in this rule precludes the Department from recommending or enacting, as needed for**  
36 **conservation purposes, protective measures for Columbia River steelhead not described in this rule.**



1 Stat. Auth.: ORS 496.138, 496.146, 497.121, 506.119  
2 Stats. Implemented: ORS 496.004, 496.009, 496.162, 506.129

3  
4 **635-018-0090**

5 **Inclusions and Modifications**

6 The **2021[20] Oregon Sport Fishing Regulations** provide requirements for the Central Zone. However, additional  
7 regulations may be adopted in this rule division from time to time and to the extent of any inconsistency, they  
8 supersede the **2021[20] Oregon Sport Fishing Regulations**.

9  
10 Stat. Auth.: ORS 496.138, 496.146, 497.121, 506.119  
11 Stats. Implemented: ORS 496.004, 496.009, 496.162, 506.129

12  
13 **DIVISION 019**  
14 **Northeast Zone Sport Angling Regulations**

15 **635-019-0080**

16 **Purpose and Scope**

17 (1) The purpose of Division 019 is to provide for management of sport fisheries in the Northeast Zone over which  
18 the State has jurisdiction.

19 (2) Division 019 incorporates by reference the **2021[20] Oregon Sport Fishing Regulations**. Therefore, persons  
20 must consult the **2021[20] Oregon Sport Fishing Regulations** in addition to Division 011 and Division 019 to  
21 determine all applicable sport fishing requirements for the Northeast Zone.

22  
23 Stat. Auth.: ORS 496.138, 496.146, 506.119  
24 Stats. Implemented: 496.162, 506.129

25  
26 **635-019-0090**

27 **Inclusions and Modifications**

28 The **2021[20] Oregon Sport Fishing Regulations** provide requirements for the Northeast Zone. However,  
29 additional regulations may be adopted in this rule division from time to time and to the extent of any inconsistency,  
30 they supersede the **2021[20] Oregon Sport Fishing Regulations**.

31 Stat. Auth.: ORS 496.138, 496.146, 506.119  
32 Stats. Implemented: 496.162, 506.129

33  
34 **DIVISION 021**  
35 **Southeast Zone Sport Angling Regulations**

36 **635-021-0080**

37 **Purpose and Scope**

38 (1) The purpose of Division 021 is to provide for management of sport fisheries in the Southeast Zone, over which  
39 the State has jurisdiction.



(2) Division 021 incorporates by reference the **2021[20] Oregon Sport Fishing Regulations**. Therefore, persons must consult the **2021[20] Oregon Sport Fishing Regulations** in addition to Division 011 and Division 021 to determine all applicable sport fishing requirements for the Southeast Zone.

Stat. Auth.: ORS 496.138, 496.146, 497.121, 506.119  
Stats. Implemented: ORS 496.004, 496.009, 496.162, 506.129

**635-021-0090**

**Inclusions and Modifications**

The **2021[20] Oregon Sport Fishing Regulations** provide requirements for the Southeast Zone. However, additional regulations may be adopted in this rule division from time to time and to the extent of any inconsistency, they supersede the **2021[20] Oregon Sport Fishing Regulations**.

Stat. Auth.: ORS 183.325, 496.138, 496.146  
Stats. Implemented: ORS 496.162

**DIVISION 023**

**Columbia River and Snake River Zones Sport Angling Regulations**

**635-023-0080**

**Purpose and Scope**

(1) The purpose of Division 023 is to provide for management of sport fisheries in the Columbia River Zone and in the Snake River Zone over which the State has jurisdiction.

(2) Division 023 incorporates by reference the **2021[20] Oregon Sport Fishing Regulations**. Therefore, persons must consult the **2021[20] Oregon Sport Fishing Regulations** in addition to Division 011 and Division 023 to determine all applicable sport fishing requirements for the Columbia River Zone and the Snake River Zone.

Stat. Auth.: ORS 496.138, 496.146, 497.121, 506.119  
Stats. Implemented: ORS 496.004, 496.009, 496.162, 506.129

**635-023-0090**

**Inclusions and Modifications**

**(1)** The **2021[20] Oregon Sport Fishing Regulations** provide requirements for the Columbia River Zone and the Snake River Zone. However, additional regulations may be adopted in this rule division from time to time and to the extent of any inconsistency, they supersede the **2021[20] Oregon Sport Fishing Regulations**.

(2) Effective February 1, 2017, the use of barbed hooks is allowed when angling for salmon, steelhead, or trout in the following areas:

- (a) Within the Youngs Bay Select Area (Clatsop County) from the Highway 101 Bridge upstream to markers at the confluence of the Youngs and Klaskanine rivers, including the lower Lewis and Clark River upstream to the Alternate Highway 101 Bridge and the Walluski River upstream to the Highway 202 Bridge.



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1 (b) Within the Knappa/Blind Slough Select Area (Clatsop County) from markers at the west end of Minaker  
2 Island upstream to markers at the mouth of Blind Slough, continuing upstream to the railroad bridge in Blind Slough.

3 (3) Seasonal closures prohibiting angling may be enacted to provide additional protection for upriver  
4 summer steelhead. When enacted, closures will be from July 15-September 15 in Oregon waters at the  
5 mouths, and in the lower reaches of Columbia River tributaries as specified in sub-section (4)(a) through  
6 (4)(f) below.

7 (4) The closures will be in the lower reaches of Eagle Creek (Central Zone), Herman Creek (Columbia Zone),  
8 and the Deschutes River (Central Zone), and adjacent areas of the mainstem Columbia River (Columbia  
9 River Zone) as described below:

10 (a) Eagle Creek. That portion of Eagle Creek (Central Zone) from the angling deadline in Eagle Creek  
11 (200 feet downstream of hatchery fishway entrance) downstream to the mouth at the mainline railroad  
12 bridge.

13 (b) Eagle Creek mouth: That portion of the mainstem Columbia River (Columbia River Zone) adjacent  
14 to the mouth of Eagle Creek from the mainline railroad bridge northwest to a line projecting from a  
15 marker on the Oregon shore approximately 200 feet downstream of Eagle Creek, through red  
16 navigation buoy #4, and terminating at a marker on the Oregon shore approximately 325 feet  
17 upstream of Eagle Creek.

18 (c) Herman Creek: That portion of Herman Creek (Columbia Zone) from the mainline railroad bridge  
19 downstream to markers at mouth.

20 (d) Herman Creek Lagoon: That portion of the mainstem Columbia River (Columbia River Zone)  
21 adjacent to the mouth of Herman Creek commonly referred to as Herman Creek Lagoon east of a line  
22 from the northwest tip of the jetty, south to a marker on the Oregon shore.

23 (e) Deschutes River: The lower Deschutes River (Central Zone) from markers at the lower end of  
24 Moody Rapids downstream to the mouth at the Interstate 84 Bridge.

25 (f) Deschutes River mouth: That portion of the mainstem Columbia River (Columbia River Zone)  
26 adjacent to the mouth of the Deschutes River from the Interstate 84 Bridge north to a line projecting  
27 from the flashing red navigation marker #2 located approximately 1.5 miles downstream of the  
28 Deschutes River mouth on the Oregon shore, upstream to the red navigation marker #4, then to the  
29 lower South Channel Range "B" marker located on the Oregon shore approximately 0.7 mile upstream  
30 of the Deschutes River mouth.

31 (5) Except as described above, other permanent rules apply except for those areas within the Columbia  
32 River Zone which are subject to annual regulations described in OARs 635-023-0095, 635-023-0125, 635-  
33 023-0128, and 635-023-0130 and those areas within the Central Zone which are subject to any permanent  
34 rule modifications within OAR 635-018-0090.

35 (6) Nothing in this rule precludes the Department from recommending or enacting, as needed for  
36 conservation purposes, protective measures for Columbia River steelhead not described in this rule.



Oregon Administrative Rules  
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1 Stats. Implemented: ORS 496.162, 506.129

2  
3 **635-023-0095**

4 **Sturgeon Season**

5 The **2021[20] Oregon Sport Fishing Regulations** provide requirements for the Columbia River Zone and the  
6 Snake River Zone. However, additional regulations may be adopted in this rule division from time to time, and, to  
7 the extent of any inconsistency, they supersede the **2021[20] Oregon Sport Fishing Regulations**.

8  
9 Stat. Auth.: ORS 183.325, 506.109, 506.119

10 Stats. Implemented: ORS 506.129, 507.030

11  
12 **635-023-0125**

13 **Spring Sport Fishery**

14 The the **2021[20] Oregon Sport Fishing Regulations** provide requirements for the Columbia River Zone and the  
15 Snake River Zone. However, additional regulations may be adopted in this rule division from time to time, and, to  
16 the extent of any inconsistency, they supersede the **2021[20] Oregon Sport Fishing Regulations**.

17  
18 Stat. Auth.: ORS 496.138, 496.146, 506.119

19 Stats. Implemented: ORS 496.162, 506.129

20  
21 **635-023-0128**

22 **Summer Sport Fishery**

23 The **2021[20] Oregon Sport Fishing Regulations** provide requirements for the Columbia River Zone and the  
24 Snake River Zone. However, additional regulations may be adopted in this rule division from time to time, and, to  
25 the extent of any inconsistency, they supersede the **2021[20] Oregon Sport Fishing Regulations**.

26  
27 Stat. Auth.: ORS 496.138, 496.146,

28 Stats. Implemented: ORS 496.162

29  
30 **635-023-0130**

31 **Fall Sport Fishery**

32 The **2021[20] Oregon Sport Fishing Regulations** provide requirements for the Columbia River Zone and the  
33 Snake River Zone. However, additional regulations may be adopted in this rule division from time to time, and, to  
34 the extent of any inconsistency, they supersede the **2021[20] Oregon Sport Fishing Regulations**.

35  
36 Stat. Auth.: ORS 496.138, 496.146, 506.1

37 Stats. Implemented: ORS 496.16



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**635-023-0134**

**Snake River Fishery**

The **2021[20] Oregon Sport Fishing Regulations** provide requirements for the Snake River Zone. However, additional regulations may be adopted in this rule division from time to time, and, to the extent of any inconsistency, they supersede the **2021[20] Oregon Sport Fishing Regulations**.

Stat. Auth.: ORS 496.138, 496.146, 506.11

Stats. Implemented: ORS 496.162, 506.12

History. Adopted 8-7-20 f. ef. 1-1-21

**635-023-0140**

**Youngs Bay Control Zone**

(1) The **2021[20] Oregon Sport Fishing Regulations** provide requirements for the Columbia River Zone. However, additional regulations may be adopted in this rule division from time to time, and, to the extent of any inconsistency, they supersede the **2021[20] Oregon Sport Fishing Regulations**.

(2) The Youngs Bay Control Zone is closed to recreational angling from August 1 through September 15.

(a) The Youngs Bay Control Zone is defined as those waters southerly of a line originating on the Oregon shore at the east end of the seawall at the Warrenton Fiber log yard (approximately river mile 10.1) northeasterly through green navigation buoys 29, 31, 33, and 35A to the center of the Astoria-Megler Bridge abutment adjacent to, and north of the ship channel, and continuing southerly in line with the center of the Megler Bridge span to the Oregon shore.

(b) The Youngs Bay Control Zone includes all waters from the line defined in section (2)(a) above south to the Highway 101 Bridge.

Stat. Auth.: ORS 496.138, 496.146, 506.119

Stats. Implemented: ORS 496.162, 506.129, SB 830 (2013)

**DIVISION 039**

**Marine Zone Fish, Shellfish and Marine Invertebrates Sport Regulations**

**635-039-0080**

**Purpose and Scope**

(1) The purpose of Division 039 is to provide for management of sport fisheries for marine fish, shellfish, and marine invertebrates in the Pacific Ocean, coastal bays, and beaches over which the State has jurisdiction.

(2) Division 039 incorporates into Oregon Administrative Rules, by reference:

(a) The sport fishing regulations of the State, included in the document entitled **2021[20] Oregon Sport Fishing Regulations**;

(b) **Title 50 of the Code of Federal Regulations, Part 300, Subpart E** (October 1, 2019 ed.), as amended; and



(c) Title 50 of the Code of Federal Regulations, Part 660, Subpart G (October 1, 2019 ed.), as amended.

(3) Therefore, persons must consult all publications referenced in this rule in addition to Division 011 and Division 039 to determine all applicable sport fishing requirements for marine fish, shellfish and marine invertebrates.

[Publications: Publications referenced are available from the agency.]

Stat. Auth.: ORS 496.138, 496.146, 506.119

Stats. Implemented: ORS 496.162, 506.129

635-039-0090

### Inclusions and Modifications

(1) The **2021[20] Oregon Sport Fishing Regulations** provide requirements for sport fisheries for marine fish, shellfish, and marine invertebrates in the Pacific Ocean, coastal bays, and beaches, commonly referred to as the Marine Zone. However, additional regulations may be adopted in this rule division from time to time and to the extent of any inconsistency, they supersede the **2021[20] Oregon Sport Fishing Regulations**.

(2) For the purposes of this rule, a "sport harvest guideline" is defined as a specified numerical harvest objective that is not a quota. Attainment of a harvest guideline does not automatically close a fishery. Upon attainment of a sport harvest guideline, the Department shall initiate consultation to determine if additional regulatory actions are necessary to achieve management objectives. The following sport harvest guidelines include the combined landings and other fishery related mortality by the Oregon sport fishery in a single calendar year:

- (a) Black rockfish, 392.2 metric tons;
- (b) Blue rockfish and deacon rockfish combined: 82.6 metric tons;
- (c) Other Nearshore Rockfish combined: 11.7 metric tons;
- (d) Cabezon, 16.8 metric tons; and
- (e) Greenling, 42.6 metric tons.

(3) For the purposes of this rule, "Other nearshore rockfish" means the following rockfish species: black and yellow (*Sebastes chrysomelas*); brown (*S. auriculatus*); calico (*S. dalli*); China (*S. nebulosus*); copper (*S. caurinus*); gopher (*S. carnatus*); grass (*S. rastrelliger*); kelp (*S. atrovirens*); olive (*S. serranoides*); quillback (*S. maliger*); and treefish (*S. serriceps*).

(4) In addition to the regulations for Marine Fish in the **2021[20] Oregon Sport Fishing Regulations**, the following apply for the sport fishery in the Marine Zone:

- (a) Lingcod (including green colored lingcod): 2 fish daily bag limit.
- (b) All rockfish ("sea bass" "snapper"), greenling ("sea trout"), cabezon, skates, and other marine fish species not listed in the **2021[20] Oregon Sport Fishing Regulations** in the Marine Zone, located under the category of Finfish Species, General Marine Species: 5 fish daily bag limit in aggregate (total sum or number), of which no more than one may be a cabezon, when retention of cabezon is allowed. Retention of the following species is prohibited:
  - (A) Yelloweye rockfish; and
  - (B) Cabezon from January 1 through June 30.



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1 (c) Flatfish (flounder, sole, sanddabs, turbot, and all halibut species except Pacific halibut): 25 fish daily bag  
2 limit in aggregate (total sum or number).

3 (d) Retention of all marine fish listed under the category of Finfish Species, General Marine Species, except  
4 Pacific cod, sablefish, flatfish, herring, anchovy, smelt, sardine, striped bass, hybrid bass, and offshore pelagic  
5 species (excluding leopard shark and soupfin shark), is prohibited when Pacific halibut is retained on the vessel  
6 during open days for the all-depth sport fishery for Pacific halibut. Persons must also consult all publications  
7 referenced in OAR 635-039-0080 to determine all rules applicable to the taking of Pacific halibut.

8 (e) Harvest methods and other specifications for marine fish in subsections (4)(a), (4)(b) and (4)(c) including  
9 the following:

10 (A) Minimum length for lingcod, 22 inches.

11 (B) Minimum length for cabezon, 16 inches.

12 (C) May be taken by angling, hand, bow and arrow, spear, gaff hook, snag hook and herring jigs.

13 (D) Mutilating the fish so the size or species cannot be determined prior to landing or transporting  
14 mutilated fish across state waters is prohibited.

15 (E) When angling for groundfish or Pacific halibut in the Pacific Ocean or when in possession of  
16 groundfish or Pacific halibut, all watercraft shall have a functional descending device on board and shall use a  
17 descending device when releasing any rockfish outside of the 30-fathom curve (defined by latitude and longitude)  
18 as shown in **Title 50 Code of Federal Regulations Part 660 Section 71**. Upon request, a descending device  
19 shall be presented for inspection by any person authorized to enforce the wildlife laws or a representative of the  
20 Department. In this subsection, "descending device" means a device capable of returning a rockfish back to a  
21 depth of at least 100 feet to assist the fish in recompression and to improve the fish's chance of survival.

22 (F) Long-leader gear means fishing gear with the following: one fishing line, deployed with a sinker and  
23 no more than three hooks, with a minimum of 30 feet (9.14 meters) between the sinker and the lowest hook, and  
24 a non-compressible float attached to the line above the hooks. The hooks can only be equipped with artificial  
25 lures or molded soft plastic or rubber imitations of worms, eggs, insects, bait fish, crayfish, etc. 5 inches or less in  
26 length and/or artificial flies. Natural bait may not be used.

27 (f) Sport fisheries for species in subsections (4)(a), (4)(b) and (4)(c) and including leopard shark and soupfin  
28 shark are open January 1 through December 31, twenty-four hours per day, except as provided in subsections  
29 4(b) and (4)(d). Ocean waters are closed for these species, with the exception of flatfish species, during May 1  
30 through September 30, outside of the 40-fathom curve (defined by latitude and longitude) as shown in **Title 50**  
31 **Code of Federal Regulations Part 660 Section 71**, except as provided in subsection 4(d) or when fishing with  
32 long-leader gear during such times and in such areas as allowed in federal rule. A 20-fathom, 25-fathom, or 30-  
33 fathom curve, as shown in **Title 50 Code of Federal Regulations Part 660 Section 71** may be implemented as  
34 the management line as inseason modifications necessitate. In addition, the following management lines may be  
35 used to set area-specific regulations for inseason action only:

36 (A) Cape Lookout (45°20'30" N latitude); and

37 (B) Cape Blanco (42°50'20" N latitude).



Oregon Administrative Rules  
Oregon Department of Fish and Wildlife

1 (g) The Stonewall Bank Yelloweye Rockfish Conservation Area (YRCA) is defined by coordinates specified in  
2 **Title 50 Code of Federal Regulations Part 660 Section 70** (October 1, 2018 ed.). Within the YRCA, it is  
3 unlawful to fish for, take, or retain species listed in subsections (4)(a), (4)(b) and (4)(c) of this rule, leopard shark,  
4 soupfin shark, and Pacific halibut using recreational fishing gear. A vessel engaged in recreational fishing within  
5 the YRCA is prohibited from possessing any species listed in subsections (4)(a), (4)(b) and (4)(c) of this rule,  
6 leopard shark, soupfin shark, and Pacific halibut. Recreational fishing vessels in possession of species listed in  
7 subsections (4)(a), (4)(b) and (4)(c) and including leopard shark, soupfin shark, and Pacific halibut may transit the  
8 YRCA without fishing gear in the water.

9 (h) Notwithstanding any other provisions of this rule, on any fishing trip where fishing with long-leader gear (as  
10 defined in subsection (4)(e)(F)) occurs seaward of the 40-fathom curve (defined by latitude and longitude) as  
11 shown in **Title 50 Code of Federal Regulations Part 660 Section 71**, the following apply:

12 (A) It is unlawful to retain any species in the Groundfish Group other than yellowtail rockfish (*Sebastes*  
13 *flavidus*), widow rockfish (*S. entomelas*), canary rockfish (*S. pinniger*), deacon rockfish (*S. diaconus*), blue  
14 rockfish (*S. mystinus*), redstripe rockfish (*S. proriger*), greenstriped rockfish (*S. elongatus*), chilipepper rockfish (*S.*  
15 *goodei*), bocaccio rockfish (*S. paucispinis*), or silvergray rockfish (*S. brevispinis*);

16 (B) The daily bag limit is 10 fish in aggregate for the species listed in section (4)(h)(A);

17 (C) A long-leader fishing trip must be separated from any other fishing trip where groundfish are retained  
18 by returning to the dock and offloading fish;

19 (D) It is unlawful for an angler who retained fish on a long-leader fishing trip to retain more than 10 fish in  
20 aggregate of the species listed in (4)(b) in the same day;

21 (E) It is unlawful to fish for any species in the Groundfish Group, including those listed in section (4)(h)(A),  
22 inside of the 40-fathom curve or with gear that is not long-leader gear as defined in section (4)(e)(F); and

23 (F) Federal rules governing the long-leader fishery will supersede these rules to the extent of any  
24 inconsistency, including the definition of long-leader gear.

25 (i) Topsmelt and jacksmelt are included in the daily limit for herring, anchovy, sardine, and true smelts of 25  
26 pounds per day in aggregate. Topsmelt and jacksmelt are not included in the General Marine Species daily limit  
27 of 5 fish per day.

28 (5) Take of abalone prohibited, twenty-four hours per day, in all Oregon waters until March 17, 2021.

29  
30 [Publications: Publications referenced are available from the agency.]

31 Stat. Auth.: ORS 496.138, 496.146, 497.121, 506.119

32 Stats. Implemented: ORS 496.004, 496.009, 496.162, 506.129